IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

CHRIS J. FERSTL,

Plaintiff,

v.

Ferstl v. Berryhill

NANCY A. BERRYHILL, Acting Commissioner of Social Security,

Defendant.

Case No. 7:16cv00113

By: Michael F. Urbanski Chief United States District Judge

<u>ORDER</u>

This matter was referred to the Honorable Robert S. Ballou, United States Magistrate Judge, pursuant to 28 U.S.C. § 636(b)(1)(B), for proposed findings of fact and a recommended disposition. The Magistrate Judge filed a report and recommendations on July 3, 2017, recommending that the plaintiff's motion for summary judgment be denied and the Commissioner's decision be affirmed. No objections to the report and recommendation have been filed, and the court is of the opinion that the report and recommendations should be adopted in its entirety. It is accordingly **ORDERED** and **ADJUDGED** that the plaintiff's motion for summary judgment (ECF No. 12) is **DENIED**, the Commissioner's motion for summary judgment (ECF No. 14) is **GRANTED**, the report and recommendation (ECF No. 20) is **ADOPTED** in its entirety, the Commissioner's decision is **AFFIRMED**, and this matter is **DISMISSED** and **STRICKEN** from the active docket of the court.

CLERK'S OFFICE U.S. DIST. COURT AT ROANOKE, VA FILED

JUL 1 9 2017

EY. CLERK

The Clerk is directed to send a copy of this order to all counsel of record.

Entered: 07-19-2017

1s1 Michael F. Urbanski

Michael F. Urbanski Chief United States District Judge